



DEPARTMENT OF THE ARMY
ADMINISTRATIVE ASSISTANT TO THE SECRETARY OF THE ARMY
105 ARMY PENTAGON
WASHINGTON DC 20310-0105

MAR 08 2010


MEMORANDUM THRU COMMITTEE MANAGEMENT OFFICER FOR THE
DEPARTMENT OF DEFENSE, OFFICE OF THE DIRECTOR, ADMINISTRATION AND
MANAGEMENT

FOR DIRECTOR, ADMINISTRATION AND MANAGEMENT, OFFICE OF THE
SECRETARY OF DEFENSE

SUBJECT: Renewal of Charter for the Chief of Engineers Environmental Advisory
Board

1. Request renewal of the charter for the Chief of Engineers Environmental Advisory Board (COE EAB). The COE EAB is a Department of Defense Federal Advisory Committee under the purview of the Secretary of the Army.
2. The justification memorandum and proposed charter for the COE EAB are enclosed for your consideration and meet the criteria established in DoD Instruction 5105.04 (Department of Defense Federal Advisory Committee Management Program), E3.4.6.2.1. Recommend approval to continue the committee.
3. My point of contact for this action is Mr. Hok Lim, 703-602-7187 or hok.lim@conus.army.mil.

Encls


JOYCE E. MORROW

CHARTER
CHIEF OF ENGINEERS ENVIRONMENTAL ADVISORY BOARD

1. Committee's Official Designation: The Committee shall be known as the Chief of Engineers Environmental Advisory Board (hereafter referred to as the Board).
2. Authority: The Department of Defense established the Board under the provisions of the Federal Advisory Committee Act of 1972 (5 U.S.C., Appendix, as amended).
3. Objectives and Scope of Activities: The Board shall provide recommendations on matters relating to environmental issues facing the U.S. Army Corps of Engineers.
4. Description of Duties: The Board shall provide the Secretary of Defense, through the Secretary of the Army, Assistant Secretary of the Army (Civil Works), and the Chief of Engineers (U.S. Army Corps of Engineers), independent advice and recommendations on matters relating to environmental issues facing the U.S. Army Corps of Engineers.
5. Agency or Official to Whom the Committee Reports: The Board shall report to the Secretary of Defense through the Secretary of the Army, the Assistant Secretary of the Army (Civil Works), and the U.S. Army Corps of Engineers. The) shall serve as the Committee's Sponsor. The Secretary of the Army or designated representative may act upon the Board's advice and recommendations.
6. Support: The Department of Defense, through the U.S. Army Corps of Engineers, shall provide support as deemed necessary for the performance of the Board's functions, and shall ensure compliance with the requirements of 5 U.S.C. Appendix, as amended.
7. Estimated Annual Operating Costs and Staff Years: It is estimated that the annual operating costs, to include travel costs and contract support, for this Board is \$160,000.00. The estimated annual personnel costs to the Department of Defense are 0.75 full-time equivalents (FTEs).
8. Designated Federal Officer: The Designated Federal Officer shall be a full-time or permanent part-time DoD employee, and shall be appointed in accordance with established DoD policies and procedures. The Designated Federal Officer or Alternate Designated Federal Officer shall attend all board and subcommittee meetings.
9. Estimated Number and Frequency of Meetings: The Board shall meet at the call of the Designated Federal Officer, in consultation with the Chairperson, and the estimated number of Board meetings is two per year.
10. Duration: The need for this advisory function is on a continuing basis; however, it is subject to renewal every two years.
11. Termination: The Board shall terminate upon completion of its mission or two years from the date of this Charter is filed, whichever is sooner or unless the Secretary of Defense extends it.

12. Membership and Designation: The Board shall be composed of not more than ten members who are eminent authorities in the field of natural (e.g. biological, ecological), social (e.g. anthropologist, community planner) and related sciences. Board Members appointed by the Secretary of Defense, who are not full-time federal officers or employees, shall serve as Special Government Employees under the authority of 5 U.S.C. § 3109. Generally, Board Members shall be appointed for two-year terms by the Secretary of Defense, with annual reappointments, and shall serve no more than four consecutive years on the Board. The Board Membership shall select the Board's Chairperson from the total membership. Board Members shall, with the exception of travel and per diem for official travel, serve without compensation.

13. Subcommittees: The Board shall be authorized to establish subcommittees, as necessary and consistent with its mission, and these subcommittees or working groups shall operate under the provisions of the Federal Advisory Committee Act of 1972, the Government in the Sunshine Act of 1976 (5 U.S.C. § 552b, as amended), and other appropriate federal regulations. Such subcommittees or workgroups shall not work independently of the chartered Board, and shall report all their recommendations and advice to the Board for full deliberation and discussion. Subcommittees or workgroups have no authority to make decisions on behalf of the chartered Board nor can they report directly to the Department of Defense or any federal officers or employees who are not Board members.

14. Recordkeeping: The records of the Board and its subcommittees shall be handled according to section 2, General Records Schedule 26 and appropriate DoD policies and procedures. These records shall be available for public inspection and copying, subject to the Freedom of Information Act of 1966 (5 U.S.C. § 552, as amended).

15. Filing Date:

1 Feb 2010

CECW-PB

MEMORANDUM FOR Department of the Army, Office of the Administrative Assistant to the Secretary of the Army, Resources and Programs Agency Programs Office,
ATTN: SAAA-RP

SUBJECT: Renewal of Charter for the Chief of Engineers Environmental Advisory Board (EAB)

1. References:

a. DoD Instruction 5105.4, "Department of Defense Federal Advisory Committee Management Program," 6 August 2007

b. Charter, COE EAB, 10 March 2008

Request renewal of the charter for the Environmental Advisory Board (EAB) which expires on 9 March 2010. Enclosed is an updated charter; it has been clarified to state that members are appointed for two year terms, as is the current practice. In accordance with DoDI 5104.04, the following justification is submitted.

1. Accomplishment of EAB Mission.

The purpose of the Environmental Advisory Board is to provide the Chief of Engineers independent, expert advice on environmental issues facing the Corps of Engineers. The EAB has accomplished this mission through discussion and advice provided at meetings as well as through development of short papers on such topics as environmental benefit assessment and integrated water resources management.

2. Rationale for Continued Operation.

The EAB was established in 1970 by the Chief of Engineers shortly after enactment of NEPA. The intent was to provide not only advice on specific policies, programs and problems, but perhaps more important, contribute to an enhanced mutual understanding and confidence between the Corps, the general public and the conservation community. This need has not diminished.

3. Accomplishments with regards to the Department of Defense.

The EAB has provided important advice on the topics of environmental benefit assessment, regulatory issues and integrated water resources management.

CECW-PB

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4. Why function cannot be performed by existing DoD resources and/or be absorbed by another existing DOD-Supported Committee.

The responsibilities of the EAB and the expertise it contributes to the Civil Works program are unique within DOD. Environmental issues confronting the Corps are increasingly complex. Expert advice is critical to the ability of the Corps to successfully accomplish the mission.

5. Impact of discontinuation.

The Corps of Engineers would be unable to tap into the breadth and depth of expertise provided by the EAB, leaving it less able to effectively respond to the water resources needs and problems facing the Nation.

POC for this action is Rennie H. Sherman, Designated Federal Officer,
rennie.h.sherman@usace.army.mil

A handwritten signature in black ink, appearing to read "Rennie H. Sherman", with a long horizontal flourish extending to the right.

Rennie H. Sherman
Designated Federal Officer
Environmental Advisory Board

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